

04/05/99
1c648 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

#3
Pre Amended
D. Byer
5/3/00
1c525 U.S. PTO
09/287216
04/05/99

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR § 1.53(B)

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION		PRIOR APPLICATION EXAMINER	ART UNIT
P106-DIV 3 C	CLASS 623	SUBCLASS 1	Debra Brittingham	3308

Dear Sir:

This is a request for filing a [X] continuation [] divisional application under 37 C.F.R. §1.53(b) of pending prior application Serial Number 08/471,738, filed on June 6, 1995, entitled **ENDOVASCULAR SUPPORT DEVICE AND METHOD**.

- Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or declaration showing the original signature or an indication it as signed. I hereby verify that the papers are a true copy of the latest signed prior application Serial Number 08/172,420, and further that all statements made herein of my own knowledge are true; and further that these statements were made of with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.
- The filing fee is calculated as follows:

CLAIMS	FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16c))	1 - 20 =	0	x \$18 =	\$ 0
	INDEPENDENT CLAIMS (37 CFR 1.16(B))	1 - 3 =	1	x \$78 =	\$ 0
	MULTIPLE DEPENDENT CLAIMS (if applicable (37 CFR 1.16(d)))			+ x \$260 =	
				BASIC FEE (37 CFR 1.16(a))	+ 760
				Total of above Calculations =	
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				
	TOTAL =				\$760

3. ☒ Please charge Deposit Account No. 01-2525 in the amount of \$760.00. A duplicate copy of this sheet is enclosed.

4. ☒ The Commissioner is hereby authorized to charge any fees which may be required under 37 C.F.R 1.16 and 1.17, or credit any overpayment to Deposit Account No. 01-2525. A duplicate copy of this sheet is enclosed.

5. ☐ A check in the amount of \$_____ is enclosed.

6. ☒ Cancel in this application original claims 1 and 3 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes).

7. ☒ The inventor(s) of the invention being claimed in this application is (are):

Michael D. BONEAU

8. ☒ Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial Number 08/471,738, filed June 6, 1995, ^{now U.S. Pat. No. 5,891,170} which is a divisional of Serial Number 08/172,420, filed on December 22, 1993, now abandoned, which is a division of application Serial Number 07/398,180, filed August 24, 1989, now U.S. Patent Number 5,292,331.--

10. ☒ A preliminary amendment is enclosed.

11. ☒ The prior application Serial Number 08/471,738 is assigned of record to:

ARTERIAL VASCULAR ENGINEERING, INC.

12. ☒ The Power of Attorney in the prior application is to:

Richard L. Klein

Reg. No. 33,330


a. ☐ The power of attorney appears in the original papers in the prior application.

b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. ☒ Since the undersigned's power does not appear in the original papers, a copy of the undersigned's power in the prior application is enclosed.

- d. [X] Address all future correspondence to:
Richard L. Klein
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Respectfully submitted,


Richard L. Klein
Registration No. 33,330

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" mailing label number EJ311826400US

I hereby certify that this Application for Letters Patent, transmittal letter and all other papers identified in this transmittal letter, are addressed to: Box PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231, and are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, on

April 5, 1999
Date

Sheila Moore
Sheila Moore